

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

03-20221 CR-UNGARO-BENAGES
CASE NO.

21 U.S.C. § 963
21 U.S.C. § 952(a)
21 U.S.C. § 846
21 U.S.C. § 841(a)(1)

MAGISTRATE JUDGE
BROWN

UNITED STATES OF AMERICA

vs.

HAROLD FRANCISCO SANCHEZ,
BENJAMIN CARTAGENA,
and
JOSE HENRIQUEZ,

Defendants.

INDICTMENT

The Grand Jury charges that:

COUNT 1

Beginning on a date unknown to the Grand Jury, but no later than on or about February 26, 2003, and continuing to on or about February 28, 2003, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendants,

**HAROLD FRANCISCO SANCHEZ,
BENJAMIN CARTAGENA,
and
JOSE HENRIQUEZ,**

did knowingly and intentionally combine, conspire, confederate, and agree with each other, and with others known and unknown to the Grand Jury, to import into the United States, from a place outside thereof, a Schedule II controlled substance, that is, five hundred grams or more of a mixture

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U.S. DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI, FLORIDA

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and substance containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 952(a); all in violation of Title 21, United States Code, Sections 963 and 960(b)(2).

COUNT 2

On or about February 26, 2003, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendants,

**HAROLD FRANCISCO SANCHEZ,
BENJAMIN CARTAGENA,
and
JOSE HENRIQUEZ,**

did knowingly and intentionally import into the United States, from a place outside thereof, a Schedule II controlled substance, that is, five hundred grams or more of a mixture and substance containing a detectable amount of cocaine; in violation of Title 21, United States Code, Sections 952(a) and 960(b)(2), and Title 18, United States Code, Section 2.

COUNT 3

Beginning on a date unknown to the Grand Jury, but no later than on or about February 26, 2003, and continuing to on or about February 28, 2003, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendants,

**HAROLD FRANCISCO SANCHEZ,
BENJAMIN CARTAGENA,
and
JOSE HENRIQUEZ,**

did knowingly and intentionally combine, conspire, confederate, and agree with each other, and with others known and unknown to the Grand Jury, to possess with intent to distribute a Schedule II controlled substance, that is, five hundred grams or more of a mixture and substance containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 841(a)(1); all

in violation of Title 21, United States Code, Sections 846 and 841(b)(1)(B).

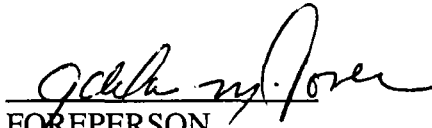
COUNT 4


On or about February 28, 2003, in Miami-Dade County, in the Southern District of Florida,
and elsewhere, the defendants,

**HAROLD FRANCISCO SANCHEZ,
BENJAMIN CARTAGENA,
and
JOSE HENRIQUEZ,**

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance,
that is, five hundred grams or more of a mixture and substance containing a detectable amount of
cocaine; in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title
18, United States Code, Section 2.

A TRUE BILL


FOREPERSON


MARCOS DANIEL JIMENEZ
UNITED STATES ATTORNEY


JOHN C. SHIPLEY
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

03-20221

CR-UNGARO-BENAGLES

v.
BENJAMIN CARTAGENA,
JOSE HENRIQUEZ, and
HAROLD FRANCISCO SANCHEZ,
Defendants.

CERTIFICATE OF TRIAL ATTORNEY*

MAGISTRATE JUDGE

Superseding Case Information: BROWN

Court Division: (Select One)

☒ Miami ☐ Key West
☐ FTL ☐ WPB ☐ FTPNew Defendant(s) _____
Number of New Defendants _____
Total number of counts _____

Yes _____ No _____

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.

2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) YES
List language and/or dialect SPANISH4. This case will take 3-5 days for the parties to try.5. Please check appropriate category and type of offense listed below:
(Check only one) (Check only one)

I	0 to 5 days	<input checked="" type="checkbox"/>	Petty	<input type="checkbox"/>
II	6 to 10 days	<input type="checkbox"/>	Minor	<input type="checkbox"/>
III	11 to 20 days	<input type="checkbox"/>	Misdem.	<input type="checkbox"/>
IV	21 to 60 days	<input type="checkbox"/>	Felony	<input checked="" type="checkbox"/>
V	61 days and over	<input type="checkbox"/>		

6. Has this case been previously filed in this District Court? (Yes or No) NO
If yes: _____
Judge: _____ Case No. _____
(Attach copy of dispositive order)Has a complaint been filed in this matter? (Yes or No) YES

If yes:

Magistrate Case No. 03-2281-BROWN

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of 03/01/03

Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) NO7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? Yes ☒ No ☐ If yes, was it pending in the Central Region? Yes ☐ No ☐8. Did this case originate in the Narcotics Section, Miami? Yes ☒ No ☐JOHN C. SHIRLEY
ASSISTANT UNITED STATES ATTORNEY
Fl. No. 0069670

*Penalty Sheet(s) attached

REV.6/27/00

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

03-20221 - UNGARO - BENAGES
PENALTY SHEET

Defendant's Name: Benjamin Cartagena

Case No:

MAGISTRATE JUDGE
BROWN

Count #: 1

Conspiracy to Import Cocaine

21 U.S.C. §§ 963 and 960(b)(2)

***Max. Penalty:** 40 years' imprisonment

Count #: 2

Importation of Cocaine

18 U.S.C. §§ 952(a) and 960(b)(2)

***Max. Penalty:** 40 years' imprisonment

Count #: 3

Conspiracy to Possess with Intent to Distribute Cocaine

18 U.S.C. §§ 846 and 841(b)(1)(B)

***Max. Penalty:** 40 years' imprisonment

Count #: 4

Possession with Intent to Distribute Cocaine

18 U.S.C. §§ 841(a)(1) and (b)(1)(B)

***Max. Penalty:** 40 years' imprisonment

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

03 - 20221
PENALTY SHEET

CR - UNGARO - BENAGES

Defendant's Name: Jose Henriquez

Case No:

MAGISTRATE JUDGE
BROWN

Count #: 1

Conspiracy to Import Cocaine

21 U.S.C. §§ 963 and 960(b)(2)

*Max. Penalty: 40 years' imprisonment

Count #: 2

Importation of Cocaine

18 U.S.C. §§ 952(a) and 960(b)(2)

*Max. Penalty: 40 years' imprisonment

Count #: 3

Conspiracy to Possess with Intent to Distribute Cocaine

18 U.S.C. §§ 846 and 841(b)(1)(B)

*Max. Penalty: 40 years' imprisonment

Count #: 4

Possession with Intent to Distribute Cocaine

18 U.S.C. §§ 841(a)(1) and (b)(1)(B)

*Max. Penalty: 40 years' imprisonment

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
03 - 20221
PENALTY SHEET

CR - UNGARO - BENAGES

Defendant's Name: Harold Francisco Sanchez

Case No:

Count #: 1

MAGISTRATE JUDGE
BROWN

Conspiracy to Import Cocaine

21 U.S.C. §§ 963 and 960(b)(2)

*Max. Penalty: 40 years' imprisonment

Count #: 2

Importation of Cocaine

18 U.S.C. §§ 952(a) and 960(b)(2)

*Max. Penalty: 40 years' imprisonment

Count #: 3

Conspiracy to Possess with Intent to Distribute Cocaine

18 U.S.C. §§ 846 and 841(b)(1)(B)

*Max. Penalty: 40 years' imprisonment

Count #: 4

Possession with Intent to Distribute Cocaine

18 U.S.C. §§ 841(a)(1) and (b)(1)(B)

*Max. Penalty: 40 years' imprisonment

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**

03-20221 CR-UNGARO-BENAGES

UNITED STATES DISTRICT COURT

*Southern District of Florida
Miami Division*

PROBATION DEPT
BROWN

THE UNITED STATES OF AMERICA,

vs

BENJAMIN CARTAGENA, JOSE HENRIQUEZ,
and HAROLD FRANCISCO SANCHEZ,
Defendants.

INDICTMENT

In violation of: 21 U.S.C § 963
21 U.S.C. § 952(a)
21 U.S.C. § 846
21 U.S.C. § 841(a)(1)

A true bill.

02-03(MIA)

Foreman

John M. Jones

Filed in open court this

of *May* A.D. 2003

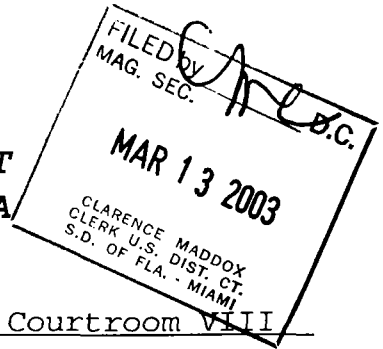
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day

H. Jussman
Clerk

Bail. \$

CRIMINAL MINUTES
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA



U.S. MAGISTRATE JUDGE STEPHEN T. BROWN Courtroom VIII

Case No. 03-2281-BROWN Date: March 13, 2003

Deputy Clerk Maedon Clark for Stephanie Lee Time: 3:30 -

Tape No. 02D- 22-1275

(J) #69547-004

Title of Case UNITED STATES vs. HAROLD FRANCISCO SANCHEZ

U.S. Attorney (s) Charles Durrea for John Shipley

Defendant Attorney (s) Stuart Adelstein

Reason for Hearing: Bond
PRETRIAL DETENTION (10 day INS hold)

prel/arr 3/17/03 (Spanish Interpreter)

Result of Hearing: Dout recommends \$100K csb +
\$100 psb - Hearing held -

The Court sets \$100,000 csb w/hebbia +
\$100,000 psb cosigned by mother & stepfather.
Conditions - surrender travel documents to
PTS; Travel restricted to the SD/FL; Drug
testing/treatment by PTS; Reside with
parents under 24 hour house arrest w/
electronic monitoring @ PTS expense.
Not to leave except on proceedings w/this
case, medical emergencies and non medical
emergencies as cleared by PTS.

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FILED BY JK D.C.
2003 MAR -6 PM 3: 56
CLARENCE MADDOX
CLERK U.S. DIST. CT.
S.D. OF FLA - MIA

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 03-2281-BROWN

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE HENRIQUEZ,

Defendant.

_____ /

**DEFENDANT'S INVOCATION OF
RIGHT TO SILENCE AND COUNSEL**

The defendant named above does hereby invoke his rights to remain silent and to counsel with respect to any and all questioning or interrogation, regardless of the subject matter, including, but not limited to, matters that may bear on or relate to arrest, searches and seizures, bail, pretrial release or detention, evidence at trial, guilt or innocence, forfeitures, or that may be relevant to sentencing, enhanced punishments, factors applicable under the U. S. Sentencing Guidelines, restitution, immigration status or consequences resulting from arrest or conviction, appeals or other post-trial proceedings.

The defendant requests that the U. S. Attorney ensure that this invocation of rights is honored, by forwarding a copy of it to all law enforcement agents, government officials, or employees associated with the investigation of any matters relating to the defendant.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

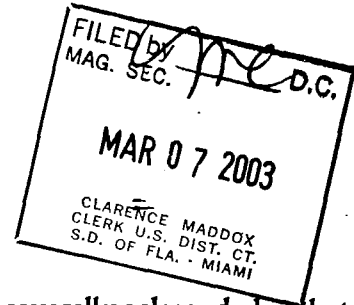
APPEARANCE BOND:

CASE NO.: 03-2281-STB

UNITED STATES OF AMERICA
Plaintiff,

v.

Jose Henriguez Defendant,



I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of \$ 100,000 PSB.

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review, which shall remain in full force and effect until such time as the court shall order otherwise.
2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of this bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.
3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.
4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.
5. Shall not commit any act in violation of state or federal laws.

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[signature]

DEFENDANT: Jose Henriquez
CASE NUMBER: 03-228 D-5713
PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☒ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: (☒) as directed or _____ times in person and _____ times by telephone;
- ☒ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ☐ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ☐ e. Participate in mental health assessment and/or treatment;
- ☐ f. Participate and undergo a sex offense specific evaluation and treatment;
- ☒ g. Maintain or actively seek full-time employment; work w/n 30 days; verifiable/steady
- ☐ h. Maintain or begin an educational program;
- ☐ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ☐ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☐ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ☐ l. May not visit commercial transportation establishment: airports, seaport/marinas, commercial bus terminals, train stations, etc.;
- ☐ m. No access to the internet via any type of connectivity device (i.e. computers, pda's, cellular phones, tv's), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ☐ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which () will not or () will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay () or paid for by Pretrial Services ().
- ☐ Curfew: You are restricted to your residence every day from _____ to _____, or as directed by the Court.
- ☐ Home Detention: You are restricted to your residence at all times except for: () medical needs or treatment, () court appearances, () attorney visits or court ordered obligations, and () other _____
-
- ☐ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community correction center and abide by all the rules and regulations of the program.
- You are restricted to the halfway house at all times except for: () employment; () education; () religious services; () medical, substance abuse, or mental health treatment; () attorney visits; () court appearances; () court ordered obligations; () reporting to Pretrial Services; and () other _____
- ☒ p. May travel to and from: S.D. of Fla. — M.D. Fla., and must notify Pretrial Services of travel plan before leaving and upon return.
- ☒ q. Comply with the following additional conditions of bond:
The defendant must obtain full-time employment within 30 days of release of bond. Travel is restricted between the S.D. and M.D. of Florida.

DEFENDANT: Jose Henriquez
CASE NUMBER: 03-2289-STB
PAGE THREE

PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bail posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.

DEFENDANT: JOSE HERRIGUEZ
CASE NUMBER: 03-2281-STRS.
PAGE FOUR

PENALTIES AND SANCTIONS APPLICABLE TO SURETIES

Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

SIGNATURES

I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

DEFENDANT

Signed this 5 day of MARCH, 20 03, at Miami, Florida.
Signed and acknowledged before me: DEFENDANT: (Signature) JOSE HERRIGUEZ
WITNESS: Ray P. Se... ADDRESS: 12139 WOODSTONE CT.
ADDRESS: FPD 150 W. Flagler St. #1700 #704, Orlando FL. ZIP 32825
Miami, Fla. ZIP 33194 TELEPHONE: 786-859-1360 and 407-282-9802

CORPORATE SURETY

Signed this _____ day of _____, 20____, at _____, Florida.
SURETY: _____ AGENT: (Signature) _____
ADDRESS: _____ PRINT NAME: _____
_____ ZIP _____ TELEPHONE: _____

INDIVIDUAL SURETIES

Signed this 5 day of MARCH, 20 03, at Miami, Florida.
SURETY: (Signature) Jose A. Herriguez Signed this 5 day of MARCH, 20 03 at _____, Florida.
PRINT NAME: Jose A. Herriguez SURETY: (Signature) Darlene Powell
RELATIONSHIP TO DEFENDANT: BROTHER PRINT NAME: Darlene Powell
DEFENDANT: Wife RELATIONSHIP TO DEFENDANT: Wife
ADDRESS: 9262 DuBois Blvd ADDRESS: 12139 Woodstone Ct.
Orlando, Fla. ZIP 32825 #704, Orlando, Fla. ZIP 32825
TELEPHONE: 407-808-4865 TELEPHONE: 786-859-1360

APPROVAL BY COURT

Date: Mar. 5, 2003

UNITED STATES MAGISTRATE JUDGE

DISTRIBUTION: Defendant, Assistant U.S. Attorney, Counsel, U.S. Marshal, Pretrial Services

STEPHEN T. BROWN

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

APPEARANCE BOND:

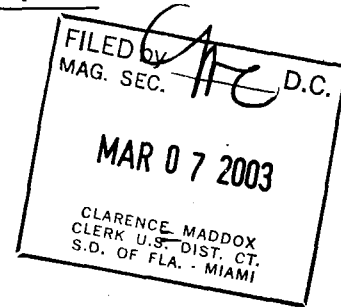
CASE NO.: 03-2281-Brown

UNITED STATES OF AMERICA
Plaintiff,

v.

Defendant,

Jose Warriguez



I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of \$ 50,000 10%

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review, which shall remain in full force and effect until such time as the court shall order otherwise.
2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of this bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.
3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.
4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.
5. Shall not commit any act in violation of state or federal laws.

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DEFENDANT: Joe Henriquez
CASE NUMBER: 03-2281-STB
PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☒ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: (☒) as directed or _____ times in person and _____ times by telephone;
- ☒ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ☐ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ☐ e. Participate in mental health assessment and/or treatment;
- ☐ f. Participate and undergo a sex offense specific evaluation and treatment;
- ☒ g. Maintain or actively seek full-time employment; W/in 30 days; verifiable/steady
- ☐ h. Maintain or begin an educational program;
- ☐ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ☐ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☐ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ☐ l. May not visit commercial transportation establishment: airports, seaport/marinas, commercial bus terminals, train stations, etc.;
- ☐ m. No access to the internet via any type of connectivity device (i.e. computers, pda's, cellular phones, tv's), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ☐ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which () will not or () will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay () or paid for by Pretrial Services ().
- _____ Curfew: You are restricted to your residence every day from _____ to _____, or as directed by the Court.
- _____ Home Detention: You are restricted to your residence at all times except for: () medical needs or treatment, () court appearances, () attorney visits or court ordered obligations, and () other _____
- ☐ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community corrections center and abide by all the rules and regulations of the program.
- You are restricted to the halfway house at all times except for: () employment; () education; () religious services; () medical, substance abuse, or mental health treatment; () attorney visits; () court appearances; () court ordered obligations; () reporting to Pretrial Services; and () other _____
- ☒ p. May travel to and from: S.D. Fla. to M.D. Fla., and must notify Pretrial Services of travel plan before leaving and upon return.
- ☒ q. Comply with the following additional conditions of bond:
The defendant must obtain full-time employment within 30 days of release on bond. Travel is restricted between the southern and middle districts of Florida.

DEFENDANT: Jose Henriquez
CASE NUMBER: 03-1289-JTB
PAGE THREE

PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bail posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.

DEFENDANT: Jose Henriquez
CASE NUMBER: 03-2201-STB
PAGE FOUR

PENALTIES AND SANCTIONS APPLICABLE TO SURETIES

Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

SIGNATURES

I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

Signed this 5 day of MARCH, 2003, at MIAMI, Florida.
Signed and acknowledged before me: DEFENDANT: (Signature) X Jose Henriquez
WITNESS: [Signature] ADDRESS: 12139 Wadsworth Ct.
ADDRESS: 112 W. Hialeah St. Apt. # 704 Orlando FL ZIP 32825
#100 Miami ZIP 33130 TELEPHONE: 86-859-1360

CORPORATE SURETY

Signed this _____ day of _____, 20____, at _____, Florida.
SURETY: _____ AGENT: (Signature) _____
ADDRESS: _____ PRINT NAME: _____
_____ ZIP _____ TELEPHONE: _____

INDIVIDUAL SURETIES

Signed this 5 day of MARCH, 2003, at MIAMI, Florida.
SURETY: (Signature) X Juan A. Henriquez
PRINT NAME: Juan A. Henriquez
RELATIONSHIP TO
DEFENDANT: BROTHER
ADDRESS: 9262 DOBOIS Blvd.
Orlando, Fla. ZIP 32825
TELEPHONE: 407-808-4865

Signed this 5 day of MARCH, 2003, at MIAMI, Florida.
SURETY: (Signature) X [Signature]
PRINT NAME: Darlene Powell
RELATIONSHIP TO
DEFENDANT: WIFE
ADDRESS: 12139 Wadsworth Ct.
Apt. #704, Orlando, Fla. ZIP 32825
TELEPHONE: 86-859-1360

APPROVAL BY COURT

Date: MAR 5, 2003

UNITED STATES MAGISTRATE JUDGE

DISTRIBUTION: Defendant, Assistant U.S. Attorney, Counsel, U.S. Marshal, Pretrial Services

STEPHEN T. BROWN

AO82
(Rev. 4/90)

ORIGINAL

220622

RECEIPT FOR PAYMENT
UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF FLORIDA

at

Miami



RECEIVED FROM

Darlene Powell

12139 WaterStone Ct #704

Orlando, FL 32825

USARS Jose Henriquez

Fund	
6855XX	Deposit Funds
604700	Registry Funds
	General and Special Funds
508800	Immigration Fees
085000	Attorney Admission Fees
086900	Filing Fees
322340	Sale of Publications
322350	Copy Fees
322360	Miscellaneous Fees
143500	Interest
322380	Recoveries of Court Costs
322386	Restitution to U.S. Government
121000	Conscience Fund
129900	Gifts
504100	Crime Victims Fund
613300	Unclaimed Monies
510000	Civil Filing Fee (1/2)
510100	Registry Fee

ACCOUNT	AMOUNT
	5,000.00
TOTAL	5,000.00

Case Number or Other Reference

03-2281-MG-Brown

Appearance
Bond To be
Invested

§ Checks and drafts are accepted subject to collection and full credit will only be given when the check or draft has been accepted by the financial institution on which it was drawn.

DATE

03/05 2003

Cash

Check

M.O.

Credit

DEPUTY CLERK

J. Hamill

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

MIAMI DIVISION

CASE NO. 03-2281-Brown

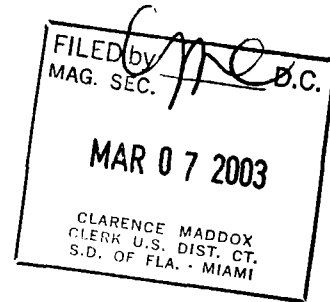
UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE HENRIQUEZ,

Defendant.



NEBBIA STIPULATION

Defendant, Jose Henriquez, by and through undersigned counsel submits the following
Nebbia Stipulation:

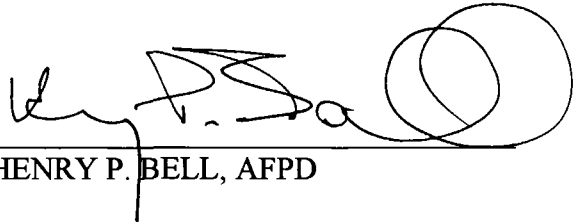
1. On March 5, 2003, this Court granted the defendant a \$50,000 10% bond with a
Nebbia requirement.

2. The \$5,000.00 to be deposited in the registry of the court in connection with the
\$50,000 10% bond is being paid by the defendant's wife, Darlene Powell and his brother, Juan A.
Henriquez. The source of the funds are their respective income tax refunds. Attached to this
Stipulation are Affidavits by Darlene Powell and Juan A. Henriquez with copies of the cashier's
check, Ms. Powell's Washington Mutual Account Transaction History, Juan Henriquez's
Washington Mutual Account Transaction History, and a Washington Mutual Transaction Summary
showing the transfer of \$1,000 from Juan Henriquez's account to Ms. Powell's account.

15
mcl

3. Based on the foregoing, the United States and Defendant, Jose Henriquez agree that Mr. Henriquez has satisfied the *Nebbia* requirement of the bond.



JOHN SHIPLEY, AUSA

HENRY P. BELL, AFPD

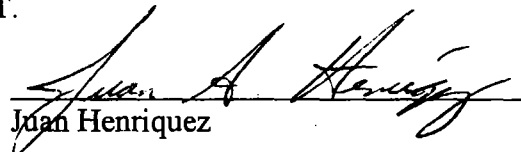
STEPHEN T. BROWN
UNITED STATES MAGISTRATE JUDGE

AFFIDAVIT

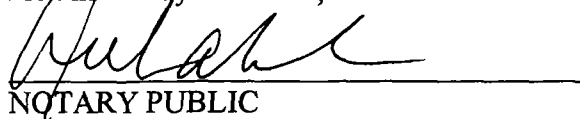
Your affiant, Juan Henriquez, being duly sworn, deposes and states:

1. My name is Juan A. Henriquez. I am over the age of eighteen years.
2. I am the brother of Jose Henriquez.
3. I have personal knowledge of the facts stated herein.
4. This affidavit is submitted in support the *Nebbia* requirement of the \$50,000 10% bond imposed by the court for Jose Henriquez in the case of United States v. Jose Henriquez, case number 03-2281 STB.
5. Attached as exhibit "A" to this affidavit is a copy of an Account Transaction History for my account at the Washington Mutual Bank. The account number is 8313792942.
6. On February 28, 2003, the United States Government deposited \$2246 into my account. That money represents my federal income tax refund.
7. On March 5, 2003, I deposited into Darlene Powell's Washington Mutual Account \$1,000 for her to add with her funds to be deposited with the District Court for purposes of complying with the \$50,000 10% imposed by the court. A copy of the Washington Mutual Transaction Summary of March 5, 2003 is attached at exhibit "B." The \$1000 I provided to Darlene Powell represent a portion my income tax refund.
8. No one has promised to reimburse me in the event that the bond is forfeited.
9. I swear and affirm, under penalty of perjury, that all of the aforementioned is true and correct.

FURTHER, YOUR AFFIANT SAYETH NAUGHT.


Juan Henriquez

Subscribed and sworn to before
me this 5th day of March, 2003.


NOTARY PUBLIC



Lee Lohla
Commission # CC 963457
Expires Sep. 5, 2004
Bonded Through
Atlantic Bonding Co., Inc.



ACCOUNT TRANSACTION HISTORY

ACCOUNT # ACCOUNT NAME PRODUCT
083100003792942 HENRIQUEZ GOLD CHECKING

CURRENT BALANCE: \$575.07

DATE	WITHDRAWALS	DEPOSITS	CHECK #	DESCRIPTION
03/05/2003	-\$1,000.00			CUSTOMER WITHDRAWAL
03/05/2003	-\$600.00		781	
03/04/2003	-\$33.00			VISA-AMOCO 0118ORLANDO FL
03/04/2003	-\$30.55			8203 VALENCIA COLLEGE ORLANDO 0304 N
03/03/2003	-\$65.00		780	
03/03/2003	-\$63.89			VISA-COMPUSA #309 ORLANDO FL
03/03/2003	-\$319.49			VISA-SEARS ROEBUCK 43WINTER PARK FL
03/03/2003	-\$22.25			FL TURNPIKE MK 094 LAKE WORTH 0303 S
02/28/2003	-\$22.00			VISA-AMOCO 0118ORLANDO FL
02/28/2003		\$2,246.00		US TREASURY 220 TAX REFUND XXXXX9227
02/27/2003	-\$42.50		774	
02/27/2003	-\$14.74			VISA-PAYCOM.NET 800-893-8871 CA
02/27/2003		\$220.00		CUSTOMER DEPOSIT
02/26/2003	-\$32.42		779	
02/26/2003	-\$25.00		748	
02/26/2003	-\$52.41			VISA-OFFICE DEPOT #23 ORLANDO FL
02/25/2003	-\$123.00			STERLING JEWELER ACCT PMT 306605724502213
02/25/2003	-\$60.71		778	
02/25/2003	-\$25.43		776	
02/25/2003	-\$50.89		775	
02/24/2003	-\$93.63			VISA-BUDGET RENT-A-CAR ORLANDO FL
02/24/2003	-\$96.49			VISA-AT&T Wireless Serv800-8887600 FL
02/21/2003		\$100.00		CUSTOMER DEPOSIT
02/20/2003		\$231.48		VISA-THRIFTY CAR RENTALORLANDO FL
02/19/2003	-\$724.91			MORTGAGE JIT PMT 8664692651 XXXXX1068
02/19/2003	-\$99.34		773	
02/19/2003		\$310.00		CUSTOMER DEPOSIT
02/18/2003	-\$300.00			VISA-THRIFTY CAR RENTALORLANDO FL
02/18/2003	-\$20.00			VISA-AMOCO 0792WINTER PARK FL
02/18/2003		\$370.00		CUSTOMER DEPOSIT
02/18/2003		\$965.00		CUSTOMER DEPOSIT
02/14/2003	-\$26.00			VISA-AMOCO 0118ORLANDO FL
02/13/2003	-\$100.00		772	
02/12/2003	-\$15.24			VISA-FEDEX SHP 02/03/03839-341655058TN
02/12/2003	-\$23.90			VISA-AOL*ONLINE SERVICE800-827-6364 VA
02/11/2003	-\$10.00		768	
02/11/2003	-\$29.00			OVERDRAFT CHARGE
02/11/2003	-\$24.95			VISA-DR *H&R Block E-So952-253-8558 MN
02/11/2003		\$300.00		CUSTOMER DEPOSIT
02/10/2003	-\$45.84		769	
02/10/2003	-\$208.64		767	
02/10/2003	-\$25.00			VISA-AMOCO 0705ORLANDO FL

WASHINGTON MUTUAL BANK, FA
MIAMI TOWER FC #1727
100 SE 2ND STREET
MIAMI FL 33131

Exhibit "A"



ACCOUNT TRANSACTION HISTORY

ACCOUNT # 083100003792942 ACCOUNT NAME HENRIQUEZ PRODUCT GOLD CHECKING

CURRENT BALANCE: \$575.07

DATE	WITHDRAWALS	DEPOSITS	CHECK #	DESCRIPTION
02/07/2003	-\$7.00			SERVICE CHARGE
02/07/2003	-\$303.60			VISA-THRIFTY CAR RENTALORLANDO FL
02/07/2003	-\$300.00			VISA-THRIFTY CAR RENTALORLANDO FL
02/07/2003		\$170.00		CUSTOMER DEPOSIT
02/04/2003	-\$107.59		771	
02/04/2003	-\$141.42			VISA-HOOTERS OF UNDERHIORLANDO FL
02/04/2003		\$200.00		CUSTOMER DEPOSIT
02/03/2003	-\$5.95		3001	
02/03/2003	-\$600.00		766	
02/03/2003		\$500.00		CUSTOMER DEPOSIT
01/31/2003	-\$104.70			Florida Power Co Cust Bills 3803775405
01/31/2003	-\$42.54			VISA-PUBLIC UTILITIES D407-836-5516 FL
01/30/2003		\$1,000.00		CUSTOMER DEPOSIT
01/29/2003	-\$36.57		765	
01/27/2003	-\$757.16			MORTGAGE JIT PMT 8664692651 XXXXX2519
01/27/2003	-\$100.00		763	
01/27/2003	-\$100.00		762	
01/27/2003		\$200.00		CUSTOMER DEPOSIT
01/24/2003		\$200.00		CUSTOMER DEPOSIT
01/23/2003	-\$29.00			OVERDRAFT CHARGE
01/23/2003		\$1,200.00		CUSTOMER DEPOSIT
01/22/2003	-\$29.00			OVERDRAFT CHARGE
01/22/2003	-\$29.00			OVERDRAFT CHARGE
01/22/2003	-\$29.00			OVERDRAFT CHARGE
01/22/2003	-\$32.00			VISA-AMOCO 0118ORLANDO FL
01/21/2003	-\$21.66		759	
01/21/2003	-\$161.52			VISA-SUNGLASS HUT #293 MIAMI FL
01/21/2003		\$93.08		VISA-THRIFTY CAR RENTAL3058715050 FL
01/21/2003	-\$1,000.00		761	
01/17/2003	-\$27.54		760	
01/17/2003	-\$228.95			VISA-PALO ALTO SOFTWARE541-683-6162 OR
01/16/2003	-\$54.90			VISA-ZLAND 714-436-2500 CA
01/15/2003	-\$204.68		757	
01/15/2003	-\$82.42			VISA-AT&T Wireless Serv800-8887600 FL
01/15/2003	-\$105.96			VISA-TIME WARNER COMMUN877-8923279 FL
01/15/2003	-\$38.21			VISA-PUBLIC UTILITIES D4078366701 FL
01/15/2003		\$8.95		VISA-QUESTSAVERS 800-527-1656 TX
01/15/2003		\$8.25		VISA-PLANPLUS 800-527-7557 TX
01/14/2003	-\$75.00		758	
01/14/2003		\$1,000.00		CUSTOMER DEPOSIT
01/13/2003	-\$250.00			VISA-THRIFTY CAR RENTAL3058715050 FL
01/13/2003	-\$23.90			VISA-AOL*ONLINE SERVICE800-827-6364 VA

WASHINGTON MUTUAL BANK, FA
 MIAMI TOWER FC #1727
 100 SE 2ND STREET
 MIAMI, FL 33131



ACCOUNT TRANSACTION HISTORY

ACCOUNT #	ACCOUNT NAME	PRODUCT
083100003792942	HENRIQUEZ	GOLD CHECKING

CURRENT BALANCE:	\$575.07
------------------	----------

DATE	WITHDRAWALS	DEPOSITS	CHECK #	DESCRIPTION
01/13/2003		\$350.00		CUSTOMER DEPOSIT
01/08/2003	-\$7.00			*SERVICE CHARGE
01/08/2003	-\$6.00			*ATM WITHDRAWAL FEE - DOMESTIC
01/08/2003	-\$215.18		756	
01/08/2003		\$1,300.00		*CUSTOMER DEPOSIT
01/07/2003	-\$29.00			*OVERDRAFT CHARGE
01/07/2003	-\$29.00			*OVERDRAFT CHARGE
01/07/2003	-\$29.00			*OVERDRAFT CHARGE
01/07/2003	-\$29.00			*OVERDRAFT CHARGE
01/06/2003	-\$8.95			VISA-QUESTSAVERS 800-527-1656 TX
01/06/2003	-\$8.25			VISA-PLANPLUS 800-527-7557 TX
01/06/2003	-\$301.50			126 DELANCY STREET NEW YORK 0104 N
01/06/2003	-\$501.50			47 GRAHAM AVE BROOKLYN 0106 N
01/03/2003	-\$412.50			VISA-JETBLUE H3BTEDDARIEN CT
01/02/2003	-\$421.86			MORTGAGE JIT PMT 8664692651 XXXXX3615
01/02/2003	-\$107.50			VISA-SPIRIT AIRLI000015MIRAMAR FL
01/02/2003	-\$25.00			VISA-SPIRIT AIRLI000015MIRAMAR FL
01/02/2003	-\$600.00		755	

WASHINGTON MUTUAL BANK, FA
 MIAMI TOWER FC #1727
 100 SE 2ND STREET
 MIAMI, FL 33131

Washington Mutual

IRAs made EASY!
Catch a break on your taxes.
And get a jump on retirement.
We can help you get started.
Talk to us.

Transaction Summary

Washington Mutual

Acct #083100003792942 Seq #491
Withdrawal: \$1,000.00
Account bal: \$575.07

Acct #042900002463422 Seq #492
Deposit: \$1,000.00
Account bal: \$5,415.20

Washington Mutual

Washington Mutual Bank, FA
MIAMI TOWER, #1727
1-800-788-7000
FDIC Insured, Equal Housing Lender
Please retain your receipt.
12:57 CD# 113 03/05/2003
Thank you, MISAEI

Exhibit "B"

AFFIDAVIT

Your affiant, Darlene Powell, being duly sworn, deposes and states:

1. My name is Darlene Powell. I am over the age of eighteen years.
2. I am married to Jose Henriquez.
3. I have personal knowledge of the facts stated herein.
4. This affidavit is submitted in support the *Nebbia* requirement of the \$50,000 10% bond imposed by the court for Jose Henriquez in the case of United States v. Jose Henriquez, case number 03-2281 STB.
5. Attached as exhibit "A" to this affidavit is a copy of cashier's check for \$5,000 (Check No. 763301601) drawn on my account at the Washington Mutual Bank. The account number is 4292463422.
6. The funds drawn from the above stated account were originally deposited in my account by the United States Government on February 28, 2003. The funds represent my federal income tax refund. A copy of my Account Transaction History obtained from Washington Mutual on March 5, 2003 is attached as composite exhibit "B." Exhibit B shows the deposit of the U.S. Treasury funds on February 28, 2003.
7. \$1000 of the funds drawn on the above stated account represent that money which Juan Henriquez, the defendant's brother, is contributing to the total \$5,000 which are to be deposited with the District Court as required by the \$50,000 10% bond. He transferred the funds into my account from his own Washington Mutual account on March 5, 2003.
8. No one has promised to reimburse me in the event that the bond is forfeited.
9. I swear and affirm, under penalty of perjury, that all of the aforementioned is true and correct.

FURTHER, YOUR AFFIANT SAYETH NAUGHT.



Darlene Powell, wife

Subscribed and sworn to before
me this 5th day of March, 2003



NOTARY PUBLIC



Lee Lahla
Commission # OC 969457
Expires Sep. 5, 2004
Bonded Through
Atlantic Bonding Co., Inc.

Washington Mutual Bank, FA

16-3717/1220

763301601

WASHINGTON MUTUAL
 FIVE ZERO ZERO ZERO CTSCTS
 *****Mar 5, 2003 FIVE THOUSAND DOLLARS AND 00 CENTS *****

PAY ☐ CLERK U.S. DISTRICT COURT
 TO
 THE
 ORDER
 OF

☐ Washington Mutual Bank, FA

**DRAWER / PURCHASER COPY
 NON-NEGOTIABLE**

REMITTER

1727 105

Issued By Integrated Payment Systems Inc., Englewood, Colorado Wells Fargo Bank Ltd, N.A., Los Angeles, CA

4556 (10/99)

OFFICIAL CHECK

WASHINGTON MUTUAL

763301601

WASHINGTON MUTUAL
 FIVE ZERO ZERO ZERO CTSCTS
 *****Mar 5, 2003 FIVE THOUSAND DOLLARS AND 00 CENTS *****

CLERK U.S. DISTRICT COURT

PAY TO THE ORDER OF

William A. Longbrake
 AUTHORIZED SIGNATURE
 REMITTER

1727 105

WASHINGTON MUTUAL BANK, FA

CLERK U.S. DISTRICT COURT

Issued By Integrated Payment Systems Inc., Englewood, Colorado Wells Fargo Bank Ltd, N.A., Los Angeles, CA

4556 (10/99)

1102976311 122037171 680007633016011

THE VARIABLE TONE BACKGROUND AREA OF THIS DOCUMENT CHANGES COLOR GRADUALLY AND SMOOTHLY FROM DARKER TONES AT BOTH TOP AND BOTTOM TO THE LIGHTEST TONE IN THE MIDDLE.

Exhibit "A"



ACCOUNT TRANSACTION HISTORY

ACCOUNT # ACCOUNT NAME PRODUCT
042900002463422 POWELL DARLENE Y FREE CHECKING

CURRENT BALANCE: \$5,415.20

DATE	WITHDRAWALS	DEPOSITS	CHECK #	DESCRIPTION
03/05/2003		\$1,000.00		CUSTOMER DEPOSIT
03/04/2003	-\$40.00			WFN PBP WFN PAYBYPHONE 000000879445237
03/04/2003	-\$17.20			VISA-CHEVRON #00200657 ORLANDO FL
03/04/2003	-\$22.62			15395 82ND AVE MIAMI 0304 P
03/04/2003	-\$6.95			MIAMI LAKES I HIALEAH 0304 P
03/04/2003	-\$61.58			15395 82ND AVE MIAMI 0304 P
03/03/2003	-\$10.00			MIAMI LAKES I HIALEAH 0303 P
03/03/2003	-\$15.22			15450 NW 77 COURT HIALEAH 0302 H
02/28/2003	-\$100.00		257456	
02/28/2003	-\$25.00			AUTOMATIC SAVINGS PLAN DEBIT
02/28/2003		\$5,492.00		US TREASURY 220 TAX REFUND XXXXX3067
02/28/2003	-\$500.00			CUSTOMER WITHDRAWAL
02/25/2003	-\$29.00			OVERDRAFT CHARGE
02/25/2003	-\$29.00			OVERDRAFT CHARGE
02/25/2003	-\$29.00			OVERDRAFT CHARGE
02/24/2003	-\$16.93			VISA-MAGIC CHINA CAFE ORLANDO FL
02/24/2003	-\$21.25			VISA-CHEVRON #00210763 ORLANDO FL
02/24/2003	-\$158.94			VISA-WM SUPERCENTER ORLANDO EASTFL
02/24/2003	-\$200.00			881N. ALAFAYA TRAIL ORLANDO 0223 G
02/24/2003	-\$3.03			12253 LAKE UNDERHILL RORLAN 0222 H
02/21/2003	-\$67.99			VISA-ROADHOUSE GRILL #OWINTER PARK FL
02/20/2003	-\$200.00			9505 E COLONIAL DR ORLANDO 0220 G
02/20/2003	-\$21.17			12500 LAKE UNDERHILL RORLANDO 0220 H
02/19/2003	-\$51.71		314	
02/19/2003	-\$25.55		312	
02/19/2003	-\$45.53		308	
02/19/2003	-\$100.00			881N. ALAFAYA TRAIL ORLANDO 0219 G
02/19/2003	-\$200.00			881N. ALAFAYA TRAIL ORLANDO 0219 G
02/19/2003		\$650.00		CUSTOMER DEPOSIT
02/18/2003	-\$1,200.00		306	
02/18/2003	-\$100.00		307	
02/18/2003	-\$650.00		309	
02/14/2003		\$863.00		US TREASURY 220 TAX REFUND XXXXX9735
02/14/2003	-\$120.00			CUSTOMER WITHDRAWAL
02/13/2003	-\$20.22		305	
02/13/2003	-\$21.27		304	
02/13/2003		\$1,080.00		CUSTOMER DEPOSIT
02/12/2003	-\$9.11		301	
02/12/2003		\$30.74		VISA-VICTORIA SECRET 800-888-1500 OH
02/12/2003		\$62.54		VISA-VICTORIA SECRET 800-888-1500 OH
02/12/2003		\$30.74		VISA-VICTORIA SECRET 800-888-1500 OH
02/11/2003	-\$20.77		302	

WASHINGTON MUTUAL BANK, FA
MIAMI TOWER FC #1727
100 SE 2ND STREET
MIAMI, FL 33131

Exhibit "B"



ACCOUNT TRANSACTION HISTORY

ACCOUNT #	ACCOUNT NAME	PRODUCT
042900002463422	POWELL DARLENE Y	FREE CHECKING

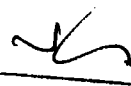
CURRENT BALANCE:	\$5,415.20
------------------	------------

DATE	WITHDRAWALS	DEPOSITS	CHECK #	DESCRIPTION
02/10/2003	-\$200.00			CUSTOMER WITHDRAWAL
02/07/2003	-\$400.00			CUSTOMER WITHDRAWAL
02/06/2003	-\$250.00			VISA-THRIFTY CAR RENTALORLANDO FL
02/06/2003		\$35.23		VISA-THRIFTY CAR RENTALORLANDO FL
02/05/2003		\$46.64		VISA-VICTORIA SECRET 800-888-1500 OH
02/05/2003		\$1,375.00		CUSTOMER DEPOSIT

WASHINGTON MUTUAL BANK, FA
MIAMI TOWER FC #1727
100 SE 2ND STREET
MIAMI, FL 33131

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 03-2281-BROWN

FILED BY  D.C.
2003 MAR -6 PM 3: 56
CLARENCE MADDOX
CLERK U.S. DIST. CT.
S.D. OF FLA - MIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE HENRIQUEZ,

Defendant.

**DEFENDANT'S INVOCATION OF
RIGHT TO SILENCE AND COUNSEL**

The defendant named above does hereby invoke his rights to remain silent and to counsel with respect to any and all questioning or interrogation, regardless of the subject matter, including, but not limited to, matters that may bear on or relate to arrest, searches and seizures, bail, pretrial release or detention, evidence at trial, guilt or innocence, forfeitures, or that may be relevant to sentencing, enhanced punishments, factors applicable under the U. S. Sentencing Guidelines, restitution, immigration status or consequences resulting from arrest or conviction, appeals or other post-trial proceedings.

The defendant requests that the U. S. Attorney ensure that this invocation of rights is honored, by forwarding a copy of it to all law enforcement agents, government officials, or employees associated with the investigation of any matters relating to the defendant.

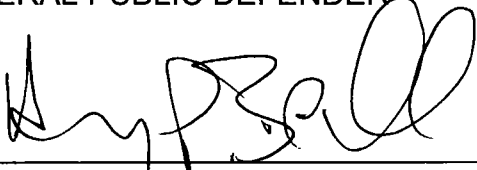
14
md

Any contact with the defendant must be made through the defendant's lawyer, undersigned counsel.

Respectfully submitted,

KATHLEEN M. WILLIAMS
FEDERAL PUBLIC DEFENDER

BY:



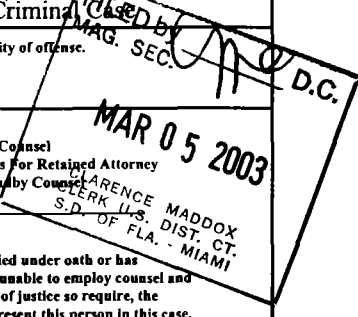
Henry P. Bell
Assistant Federal Public Defender
Florida Bar No. 090689
150 West Flagler Street, Suite 1700
Miami, Florida 33130-1555
Tel: 305-530-7000
Fax: 305-536-4559

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing has been served upon ~~the~~ United States Attorney's Office, 99 N. E. 4th Street, Miami, Florida 33132-2111, this 3 day of March, 2003.



Henry P. Bell

1. CIR./DIST./DIV. CODE FLS		2. PERSON REPRESENTED Sanchez, Harold		VOUCHER NUMBER FLS 03 2312																																																																																																																										
3. MAG. DKT./DEF. NUMBER 1:03-002281-003		4. DIST. DKT./DEF. NUMBER		5. APPEALS DKT./DEF. NUMBER																																																																																																																										
7. IN CASE/MATTER OF (Case Name) U.S. v. Sanchez (BROWN)		8. PAYMENT CATEGORY Felony		9. TYPE PERSON REPRESENTED Adult Defendant																																																																																																																										
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12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix) AND MAILING ADDRESS Adelstein, Stuart 2929 SW Third Avenue, Ste 410 Miami FL 33129 Telephone Number: (305) 358-9222			13. COURT ORDER <input checked="" type="checkbox"/> O Appointing Counsel <input type="checkbox"/> F Subs For Federal Defender <input type="checkbox"/> P Subs For Panel Attorney <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> R Subs For Retained Attorney <input type="checkbox"/> Y Standby Counsel Prior Attorney's Name: _____ Appointment Date: _____ <input type="checkbox"/> Because the above-named person represented has testified under oath or has otherwise satisfied this court that he or she (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, or <input type="checkbox"/> Other (See Instructions) _____ Signature of Presiding Judicial Officer By Order of the Court <u>03/03/2003</u> Date of Order _____ Repayment or partial repayment ordered from the person represented for this service at time of appointment. <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO																																																																																																																											
			<div style="text-align: right;">  </div>																																																																																																																											
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<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:40%;">CATEGORIES (Attach itemization of services with dates)</th> <th style="width:10%;">HOURS CLAIMED</th> <th style="width:10%;">TOTAL AMOUNT CLAIMED</th> <th style="width:10%;">MATH/TECH ADJUSTED HOURS</th> <th style="width:10%;">MATH/TECH ADJUSTED AMOUNT</th> <th style="width:10%;">ADDITIONAL REVIEW</th> </tr> </thead> <tbody> <tr> <td rowspan="8">15. In Court a. Arraignment and/or Plea b. Bail and Detention Hearings c. Motion Hearings d. Trial e. Sentencing Hearings f. Revocation Hearings g. Appeals Court h. 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CLAIM STATUS <input type="checkbox"/> Final Payment <input type="checkbox"/> Interim Payment Number _____ <input type="checkbox"/> Supplemental Payment Have you previously applied to the court for compensation and/or reimbursement for this case? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, were you paid? <input type="checkbox"/> YES <input type="checkbox"/> NO Other than from the court, have you, or to your knowledge has anyone else, received payment (compensation or anything of value) from any other source in connection with this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, give details on additional sheets. I swear or affirm the truth or correctness of the above statements. Signature of Attorney: _____ Date: _____ </td> </tr> <tr> <td>23. IN COURT COMP.</td> <td>24. OUT OF COURT COMP.</td> <td>25. TRAVEL EXPENSES</td> <td>26. OTHER EXPENSES</td> <td colspan="2">27. TOTAL AMT. APPR / CERT</td> </tr> <tr> <td colspan="3">28. SIGNATURE OF THE PRESIDING JUDICIAL OFFICER</td> <td>DATE</td> <td colspan="2">28a. JUDGE / MAG. JUDGE CODE</td> </tr> <tr> <td>29. IN COURT COMP.</td> <td>30. OUT OF COURT COMP.</td> <td>31. TRAVEL EXPENSES</td> <td>32. OTHER EXPENSES</td> <td colspan="2">33. TOTAL AMT. APPROVED</td> </tr> <tr> <td colspan="3">34. SIGNATURE OF CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) Payment approved in excess of the statutory threshold amount.</td> <td>DATE</td> <td colspan="2">34a. JUDGE CODE</td> </tr> </tbody> </table>						CATEGORIES (Attach itemization of services with dates)	HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MATH/TECH ADJUSTED HOURS	MATH/TECH ADJUSTED AMOUNT	ADDITIONAL REVIEW	15. In Court a. Arraignment and/or Plea b. Bail and Detention Hearings c. Motion Hearings d. Trial e. Sentencing Hearings f. Revocation Hearings g. Appeals Court h. Other (Specify on additional sheets) (Rate per hour = \$) TOTALS:																																									16. Out of Court a. 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13
md

1. CIR/DIST/DIV. CODE FLS		2. PERSON REPRESENTED Cartagena, Benjamin		VOUCHER NUMBER FLS 03 2313	
3. MAG. DKT/DEF. NUMBER 1:03-002281-001		4. DIST. DKT/DEF. NUMBER	5. APPEALS DKT/DEF. NUMBER		6. OTHER DKT. NUMBER
7. IN CASE/MATTER OF (Case Name) U.S. v. Cartagena (BROWN)		8. PAYMENT CATEGORY Felony	9. TYPE PERSON REPRESENTED Adult Defendant		10. REPRESENTATION TYPE (See Instructions) Criminal Case
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) If more than one offense, list (up to five) major offenses charged, according to severity of offense. 1) 21 846=NP.F -- CONSPIRACY TO POSSESS NARCOTICS					
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix) AND MAILING ADDRESS O Donnell, John F. 2648 NE 26 Place Ft. Lauderdale FL 33306 Telephone Number: (954) 563-9993			13. COURT ORDER <input checked="" type="checkbox"/> O Appointing Counsel <input type="checkbox"/> F Subs For Federal Defender <input type="checkbox"/> P Subs For Panel Attorney <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> R Subs For Retained Attorney <input type="checkbox"/> Y Standby Counsel Prior Attorney's Name: _____ Appointment Date: _____ <input type="checkbox"/> Because the above-named person represented has testified under oath or has otherwise satisfied this court that he or she (s) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, or <input type="checkbox"/> Other (See Instructions) _____ Signature of Presiding Judicial Officer or By Order of the Court Date of Order: 03/03/2003 Repayment or partial repayment ordered from the person represented for this service at time of appointment. <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		
			14. NAME AND MAILING ADDRESS OF LAW FIRM (only provide per instructions) John F. O Donnell 2648 NE 26 Place Ft. Lauderdale FL 33306		

CATEGORIES (Attach itemization of services with dates)	HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MATH/TECH ADJUSTED HOURS	MATH/TECH ADJUSTED AMOUNT	ADDITIONAL REVIEW
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34a. JUDGE CODE					

12/ma

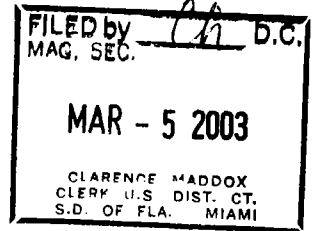
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 03-2281-BROWN

UNITED STATES OF AMERICA,

v.

BENJAMIN CARTAGENA



Stipulated
ORDER DENYING GOVERNMENT'S
REQUEST FOR PRETRIAL
DETENTION AND SETTING A BOND

This Cause came before the Court upon motion of (the government for pretrial detention) (the defendant to set a bond). Upon consideration, it is

ORDERED AND ADJUDGED as follows:

_____ The government's motion is **denied**.

_____ The defendant's motion is **granted**; bond is set at:

☒ Personal Surety, unsecured, in the amount of

\$ 100K

_____ Personal Surety in the amount of \$
with 10% posted with Clerk of Court.

_____ Personal Surety in the amount of \$
secured by the following collateral: _____

☒ Full Cash in the amount of \$ _____

☒ Corporate Surety in the amount of \$ 50K / nebbia

_____ Full Cash or Corporate Surety in the amount of \$ _____

In addition to the standard conditions of bond, the following special conditions are hereby imposed:

___ SURRENDER ALL PASSPORTS & TRAVEL DOCUMENTS TO PRETRIAL SERVICES.

___ REPORT TO PTS AS FOLLOWS: ___ WEEKLY IN PERSON; ___ WEEKLY BY PHONE; ___ AS DIRECTED

___ CURFEW IMPOSED 7 DAYS A WEEK FROM ___ P.M. TO ___ A.M.

___ MAINTAIN PRESENT RESIDENCE.

___ TRAVEL RESTRICTED TO THE SOUTHERN DISTRICT OF FLORIDA.

___ SUBMIT TO RANDOM URINE TESTING BY PRETRIAL SERVICES FOR THE USE OF NON-PHYSICIAN-PRESCRIBED SUBSTANCES PROHIBITED BY LAW.

___ MAINTAIN OR ACTIVELY SEEK FULL-TIME EMPLOYMENT.

___ MAINTAIN OR BEGIN AN EDUCATIONAL PROGRAM.

___ AVOID ALL CONTACT WITH VICTIMS OF OR WITNESSES TO THE CRIMES CHARGED.

___ STAY AWAY FROM COMMERCIAL TRANSPORTATION FACILITIES, MARINAS, BUS TERMINALS AND AIRPORTS.

___ REFRAIN FROM POSSESSING A FIREARM, DESTRUCTIVE DEVICE OR OTHER DANGEROUS WEAPON.

___ CO-SIGNERS ARE NOT TO FURTHER ENCUMBER PROPERTY DURING PENDENCY OF CASE.

☒ COMPLY WITH THE FOLLOWING ADDITIONAL SPECIAL CONDITIONS OF THIS BOND: (no hwy. held)

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is: _____

DONE AND ORDERED at Miami, Florida this 5th day of MARCH, 2003.

TAPE NO. 03D-15-300

c:AUSA, Deft, AFPD

Pretrial Services, US Marshal

STEPHEN T. BROWN

UNITED STATES MAGISTRATE JUDGE

Ch

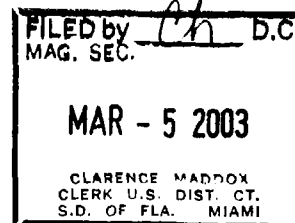
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 03-2281-STB

UNITED STATES OF AMERICA,

vs.

Harold Francisco Sanchez



This cause came before the Court and pursuant to proceedings held, it is thereupon

ORDERED AND ADJUDGED as follows:

Upon request of the parties, and good cause being shown, the Detention Hearing is hereby ^{continued} ~~reset~~ to Mar. 13, 2003 at 3:30 p.m. before the Duty Magistrate Judge **STEPHEN T. BROWN** (non-duty). The Defendant is under 10 Day hold.

DONE AND ORDERED at Miami, Florida this 5th day of Mar., 2003.

TAPE NO: 03D-15-300

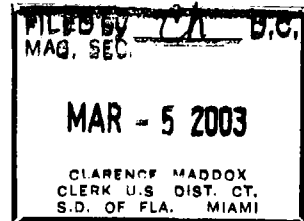

UNITED STATES MAGISTRATE JUDGE
STEPHEN T. BROWN

c: AUSA
Defense Counsel
Pretrial Services
U.S. Marshal

10
Ch

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 03-2281-BROWN



UNITED STATES OF AMERICA,

v.

JOSE M. HENRIQUEZ

**ORDER DENYING GOVERNMENT'S
REQUEST FOR PRETRIAL
DETENTION AND SETTING A BOND**

This Cause came before the Court upon motion of (the government for pretrial detention) (the defendant to set a bond). Upon consideration, it is

ORDERED AND ADJUDGED as follows:

- ☐ The government's motion is **denied**.
- ☐ The defendant's motion is **granted**; bond is set at:
 - ☒ Personal Surety, unsecured, in the amount of \$100K PSB
 - ☒ Personal Surety in the amount of \$50K / Nebbia with 10% posted with Clerk of Court.
 - ☐ Personal Surety in the amount of \$ _____
 - ☐ secured by the following collateral: _____
 - ☐ Full Cash in the amount of \$ _____
 - ☐ Corporate Surety in the amount of \$ _____
 - ☐ Full Cash or Corporate Surety in the amount of \$ _____

In addition to the standard conditions of bond, the following special conditions are hereby imposed:

- ☒ SURRENDER ALL PASSPORTS & TRAVEL DOCUMENTS TO PRETRIAL SERVICES.
- ☒ REPORT TO PTS AS FOLLOWS: _____ WEEKLY IN PERSON; _____ WEEKLY BY PHONE; ☒ AS DIRECTED
- ☐ CURFEW IMPOSED 7 DAYS A WEEK FROM _____ P.M. TO _____ A.M.
- ☐ MAINTAIN PRESENT RESIDENCE.
- ☒ TRAVEL RESTRICTED TO THE SOUTHERN DISTRICT OF FLORIDA + M/D FL
- ☐ SUBMIT TO RANDOM URINE TESTING BY PRETRIAL SERVICES FOR THE USE OF NON-PHYSICIAN-PRESCRIBED SUBSTANCES PROHIBITED BY LAW.
- ☒ MAINTAIN OR ACTIVELY SEEK FULL-TIME EMPLOYMENT. Wn 30 days / verifiable / steady
- ☐ MAINTAIN OR BEGIN AN EDUCATIONAL PROGRAM.
- ☐ AVOID ALL CONTACT WITH VICTIMS OF OR WITNESSES TO THE CRIMES CHARGED.
- ☐ STAY AWAY FROM COMMERCIAL TRANSPORTATION FACILITIES, MARINAS, BUS TERMINALS AND AIRPORTS.
- ☐ REFRAIN FROM POSSESSING A FIREARM, DESTRUCTIVE DEVICE OR OTHER DANGEROUS WEAPON.
- ☐ COSIGNERS ARE NOT TO FURTHER ENCUMBER PROPERTY DURING PENDENCY OF CASE.
- ☒ COMPLY WITH THE FOLLOWING ADDITIONAL SPECIAL CONDITIONS OF THIS BOND: PSB Co-signed by Darlene Powell and brother Juan A. Henriquez

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is: _____

DONE AND ORDERED at Miami, Florida this 5th day of MARCH, 2003.

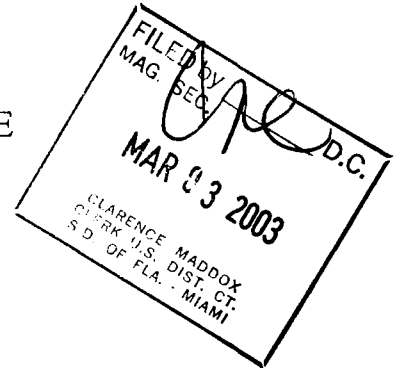
TAPE NO.03D-15-300
c:AUSA, Deft, AFD
Pretrial Services, US Marshal


STEPHEN T. BROWN
UNITED STATES MAGISTRATE JUDGE

gch

CASE NUMBER 03 - 2281 - STB

INTERPRETER REQUIRED IN CASE



FOREIGN LANGUAGE Spanish

DEFENDANT(S) HAROLD FRANCISCO SANCHEZ

8
mel

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 03-2281-STB

UNITED STATES OF AMERICA

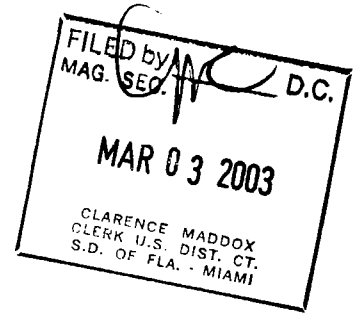
Plaintiff,

v.

HAROLD SANCHEZ

DOB: 12/30/74 (J)69547-004

Defendant.



ORDER ON INITIAL APPEARANCE

AUSA David Frank
Agent

Language SPANISH
Tape No. 03-D-12-650

The above-named defendant having been arrested on 2-28-03 having appeared before the court for initial appearance on March 3, 2003 and proceedings having been held in accordance with Fed.R.Cr.P. r. 5 or 40(a), it is thereupon

ORDERED as follows:

1. _____ appeared as permanent/temporary counsel of record.
Address: _____
Zip Code: _____ Telephone: _____
2. CTA-Stuart Adelstein appointed as permanent counsel of record.
Address: 2929 S.W. 3rd Avenue, Ste 410, Miami, FL
Zip Code: 33129 Telephone: (305) 358-9222
3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 a.m. on _____, 2003.
4. Arraignment/Preliminary/Removal/Identity hearing is set for 10am 3/19, 2003.
5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because of Court's request.
A detention hearing, pursuant to 18 U.S.C. Section 3142(f), is set for 10am 3/5, 2003.
6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

- ☐ a. Surrender all passports and travel document to the Pretrial Services Office.
- ☐ b. Report to Pretrial Services as follows: _____ times a week by phone, _____ time a week in person;
other: _____
- ☐ c. Submit to random urine testing by Pretrial Services for the use of non-physician-prescribed substances prohibited by law.

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HAROLD SANCHEZ

- ☐ d. Maintain or actively seek full time gainful employment.
☐ e. Maintain or begin an educational program.
☐ f. Avoid all contact with victims of or witnesses to the crimes charged.
☐ g. Refrain from possessing a firearm, destructive device or other dangerous weapon.
☐ h. Comply with the following curfew: _____
☐ i. Avoid all commercial transportation facilities; no airports, no marinas, no bus terminals.
☐ j. Comply with the following additional special conditions of this bond:

This bond was set: At Arrest _____
On Warrant _____
After Hearing _____

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is _____

_____ If this space is checked, an evidentiary hearing pursuant to United States v. Nebbia, 357, F.2d 303 (2 Cir. 1966) shall be held prior to the posting of the bond. Such hearing shall be scheduled promptly upon notification to the court that the defendant is ready to post bond.

7. The defendant has been advised by the court that if he or she is released on bond pursuant to the conditions set forth herein or those later ordered by the court, the defendant is subject to arrest and revocation of release and to various civil and criminal sanctions for any violation of those conditions. These various sanctions and penalties are set forth more fully in the Appearance Bond itself.
8. The defendant is committed to the custody of the United States Marshal until an appearance bond has been executed in accordance with this or subsequent court order.

DONE AND ORDERED at Miami, Florida this 3rd day of March, 2003.



STEPHEN T. BROWN
UNITED STATES MAGISTRATE JUDGE

c: Assistant U.S. Attorney
Defendant
Counsel
U.S. Marshal
Pretrial Services/Probation

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 03-2281-STB

UNITED STATES OF AMERICA

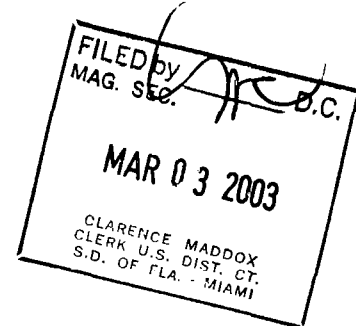
Plaintiff,

v.

JOSE HENRIQUEZ

DOB: 1/13/68 (J)69546-004

Defendant.



ORDER ON INITIAL APPEARANCE

AUSA David Frank
Agent

Language ENGLISH
Tape No. 03-D-12-650

The above-named defendant having been arrested on 2-28-03 having appeared before the court for initial appearance on March 3, 2003 and proceedings having been held in accordance with Fed.R.Cr.P. r. 5 or 40(a), it is thereupon

ORDERED as follows:

1. _____ appeared as permanent/temporary counsel of record.
Address: _____
Zip Code: _____ Telephone: _____
2. AFB-Henry Bell appointed as permanent counsel of record.
Address: _____
Zip Code: _____ Telephone: (305) 530-7000
3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 a.m. on _____, 2003.
4. Arraignment/Preliminary/Removal/Identity hearing is set for 10am 3/17, 2003.
5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because of Govt's request.
A detention hearing, pursuant to 18 U.S.C. Section 3142(f), is set for 10am 3/5, 2003.
6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

- ☐ a. Surrender all passports and travel document to the Pretrial Services Office.
- ☐ b. Report to Pretrial Services as follows: _____ times a week by phone, _____ time a week in person;
other: _____
- ☐ c. Submit to random urine testing by Pretrial Services for the use of non-physician-prescribed substances prohibited by law.

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JOSE HENRIQUEZ

- ☐ d. Maintain or actively seek full time gainful employment.
☐ e. Maintain or begin an educational program.
☐ f. Avoid all contact with victims of or witnesses to the crimes charged.
☐ g. Refrain from possessing a firearm, destructive device or other dangerous weapon.
☐ h. Comply with the following curfew: _____
☐ i. Avoid all commercial transportation facilities; no airports, no marinas, no bus terminals.
☐ j. Comply with the following additional special conditions of this bond:

This bond was set: At Arrest _____
On Warrant _____
After Hearing _____

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is _____

_____ If this space is checked, an evidentiary hearing pursuant to United States v. Nebbia, 357, F.2d 303 (2 Cir. 1966) shall be held prior to the posting of the bond. Such hearing shall be scheduled promptly upon notification to the court that the defendant is ready to post bond.

7. The defendant has been advised by the court that if he or she is released on bond pursuant to the conditions set forth herein or those later ordered by the court, the defendant is subject to arrest and revocation of release and to various civil and criminal sanctions for any violation of those conditions. These various sanctions and penalties are set forth more fully in the Appearance Bond itself.
8. The defendant is committed to the custody of the United States Marshal until an appearance bond has been executed in accordance with this or subsequent court order.

DONE AND ORDERED at Miami, Florida this 3rd day of March, 2003.



STEPHEN T. BROWN
UNITED STATES MAGISTRATE JUDGE

c: Assistant U.S. Attorney
Defendant
Counsel
U.S. Marshal
Pretrial Services/Probation

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 03-2281-STB

UNITED STATES OF AMERICA

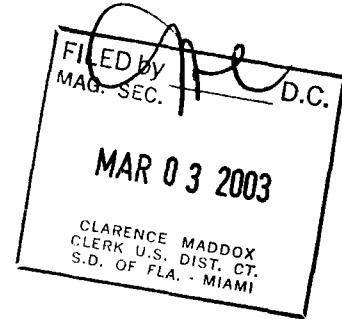
Plaintiff,

v.

BENJAMIN CARTAGENA

DOB: 10/5/72 (J)69545-004

Defendant.



ORDER ON INITIAL APPEARANCE

AUSA David Frank
Agent

Language ENGLISH
Tape No. 03-D -12-658

The above-named defendant having been arrested on 2-28-03 having appeared before the court for initial appearance on March 3, 2003 and proceedings having been held in accordance with **Fed.R.Cr.P. r. 5 or 40(a)**, it is thereupon

ORDERED as follows:

1. _____ appeared as permanent/temporary counsel of record.
Address: _____
Zip Code: _____ Telephone: _____
2. CJA - John O'Donnell appointed as permanent counsel of record.
Address: 2648 N.E. 26th Place, Ft. Lauderdale, FL
Zip Code: 33306 Telephone: (954) 563-9993
3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 a.m. on _____, 2003.
4. Arraignment/Preliminary/Removal/Identity hearing is set for 10am 3/17, 2003.
5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because _____
A detention hearing, pursuant to 18 U.S.C. Section 3142(f), is set for 10am 3/5, 2003.
6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

- ☐ a. Surrender all passports and travel document to the Pretrial Services Office.
- ☐ b. Report to Pretrial Services as follows: _____ times a week by phone, _____ time a week in person; other: _____
- ☐ c. Submit to random urine testing by Pretrial Services for the use of non-physician-prescribed substances prohibited by law.

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BENJAMIN CARTAGENA

- ☐ d. Maintain or actively seek full time gainful employment.
☐ e. Maintain or begin an educational program.
☐ f. Avoid all contact with victims of or witnesses to the crimes charged.
☐ g. Refrain from possessing a firearm, destructive device or other dangerous weapon.
☐ h. Comply with the following curfew: _____
☐ i. Avoid all commercial transportation facilities; no airports, no marinas, no bus terminals.
☐ j. Comply with the following additional special conditions of this bond:

This bond was set: At Arrest _____
On Warrant _____
After Hearing _____

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is _____

☐ If this space is checked, an evidentiary hearing pursuant to United States v. Nebbia, 357, F.2d 303 (2 Cir. 1966) shall be held prior to the posting of the bond. Such hearing shall be scheduled promptly upon notification to the court that the defendant is ready to post bond.

7. The defendant has been advised by the court that if he or she is released on bond pursuant to the conditions set forth herein or those later ordered by the court, the defendant is subject to arrest and revocation of release and to various civil and criminal sanctions for any violation of those conditions. These various sanctions and penalties are set forth more fully in the Appearance Bond itself.
8. The defendant is committed to the custody of the United States Marshal until an appearance bond has been executed in accordance with this or subsequent court order.

DONE AND ORDERED at Miami, Florida this 3rd day of March, 2003.



STEPHEN T. BROWN
UNITED STATES MAGISTRATE JUDGE

c: Assistant U.S. Attorney
Defendant
Counsel
U.S. Marshal
Pretrial Services/Probation

United States District Court

SOUTHERN

DISTRICT OF

UNITED STATES OF AMERICA

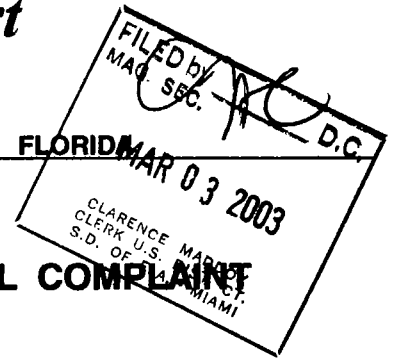
V.

BENJAMIN CARTAGENA,
JOSE HENRIQUEZ, and
HAROLD SANCHEZ

CRIMINAL COMPLAINT

CASE NUMBER:

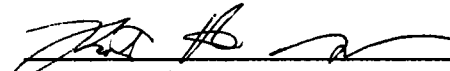
03-2281-STB



I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about February 28, 2003, at Miami-Dade County in the Southern District of Florida, the defendants did knowingly and intentionally combine, conspire, confederate and agree with each other and others to possess with the intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 846.

I further state that I am a Special Agent with the United States Customs Service and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT


Signature of Complainant
ROBERT H. MURPHY, USCS
March 2, 2003

Sworn to before me, and subscribed in my presence,

3/2/03
Date

at Miami, Florida
City and State

STEPHEN BROWN
United States Magistrate Judge
Name and Title of Judicial Officer


Signature of Judicial Officer

Handwritten initials "Hmd" in the bottom right corner.

AFFIDAVIT

I, Robert H. Murphy, Special Agent, United States Customs Service SAIC, Miami, Florida, being duly sworn, depose and say:

1. I am a Special Agent of the United States Customs Service ("USCS"). I have fifteen years experience as a Special Agent. I spent most of this time performing narcotics investigations in Miami, Florida. I am currently assigned to a group of agents that investigates narcotics smuggling via air cargo shipments at Miami International Airport. As part of my duties, I respond when USCS inspectors make a seizure of narcotics. I then perform an investigation to discover the ultimate recipient of the narcotics. Because this affidavit is written in support of a criminal complaint, it does not contain every fact known to law enforcement about this investigation, but only those necessary to support your affiant's opinion that probable cause exists to believe a crime was committed.
2. On Wednesday February 26, 2002, I was notified that USCS Inspectors discovered cocaine in a courier shipment from Managua, Nicaragua. I responded to the IBC courier facility at Miami International Airport. A USCS inspector explained that he had discovered cocaine concealed in furniture parts in a courier shipment from Nicaragua. The USCS inspector said that the shipment was unusual because it was not cost effective to ship furniture by courier package. The shipment consisted of chair backs and end table tops. All such parts had cocaine concealed inside. The USCS inspector estimated the weight of the

cocaine to be ten pounds. He did not extract the cocaine from the wood. The cargo was consigned to Mario Gonzalez Reyes at a small local courier company called Columbia Couriers. The wood pieces were removed from the box they were packed in. The boxes were filled with scrap wood and garbage and sent to their destination, that is, the IBC warehouse. The wood containing the narcotics was taken into the custody of the USCS.

3. On February 27, at approximately 8:00 AM, I arrived at the IBC warehouse. The manager said that a truck containing the packages was leaving. I followed the truck to Columbia Couriers and saw the boxes being unloaded at a warehouse used by Columbia Couriers. At approximately 9:30 AM, Douglas Escobar arrived with another individual and loaded the boxes into a van. USCS agents interviewed Escobar. He denied knowing that the furniture contained cocaine and said that the cargo was for a female client named Maria Josefina who had received three shipments in the past. Escobar claimed he had no way to contact Josefina. Escobar said that he expected someone to call him for the package.
4. On the morning of February 28, Escobar notified USCS agents that he had received a telephone number of an individual who would pick up the shipment. A MDPD officer placed a call to the phone number and told the individual who answered that he was a truck driver for Escobar. The officer, posing as the truck driver, said that the furniture had been damaged in shipment and that white powder had spilled out. He said that he wanted \$1,000 to release the shipment.

The individual agreed and a meeting was arranged at the McDonald's restaurant on NW 36th Street in Miami, Florida. The telephone calls were recorded. The cocaine-laden furniture was placed in the truck being used by the MDPD officer. At the McDonald's restaurant, an individual later identified as Benjamin CARTAGENA arrived in a rental car. CARTAGENA gave the undercover officer \$1,000 and received the cocaine-laden furniture. The meeting was recorded on videotape.


5. After being confronted by law enforcement officers, CARTAGENA stated that he knew that the furniture contained cocaine and agreed to cooperate with the government. He said that he was to be paid \$2,000 to deliver the cocaine to an individual he knew as Jose, later identified as Jose HENRIQUEZ. CARTAGENA said that HENRIQUEZ had given him \$1,000 to give to the driver of the truck, who was in fact the undercover MDPD officer. CARTEGENA called HENRIQUEZ and was instructed by HENRIQUEZ to deliver the cocaine to the apartment of a female friend in Miami Beach. The call was recorded. Agents brought CARTEGENA to Miami Beach to identify the apartment. As the agents and CARTAGENA drove by the apartment, CARTAGENA identified HENRIQUEZ outside the apartment. HENRIQUEZ left the area. A MDPD officer called HENRIQUEZ on his cellular phone and requested that HENRIQUEZ surrender himself.

6. HENRIQUEZ surrendered himself, agreed to cooperate, and admitted knowing that the wood contained cocaine. HENRIQUEZ said that he was receiving the cocaine for a Nicaraguan he knew as the White Devil, later identified as Harold SANCHEZ. HENRIQUEZ said that he had received \$1,000 from SANCHEZ to give to CARTAGENA to give to the truck driver who was, in fact, the undercover MDPD officer. HENRIQUEZ drove with law enforcement agents to SANCHEZ's home in Little Havana. Recorded calls were made to SANCHEZ. HENRIQUEZ and SANCHEZ agreed to meet at the Chevron station on the corner of 8th Street and 27th Avenue. SANCHEZ called HENRIQUEZ at the designated meeting time and changed the meeting location to the Rancho Luna restaurant on 22nd Avenue. HENRIQUEZ drove with law enforcement officers to the restaurant and identified SANCHEZ sitting inside with another individual, later identified as Carlos Centeno. MDPD officers entered the restaurant and requested that SANCHEZ and Centeno accompany the officers outside.
7. SANCHEZ offered to cooperate with the government. SANCHEZ said that Centeno was supposed to receive the narcotics. SANCHEZ said that he had met with Carlos Centeno and Jose HENRIQUEZ at the "Excess" Discotheque in Managua, Nicaragua, and that HENRIQUEZ offered to import drugs into Miami using Escobar's courier service. According to SANCHEZ, Centeno agreed to pay HENRIQUEZ \$16,000 to import narcotics in such a manner. SANCHEZ said that he was working for Centeno and that approximately two weeks earlier he had received \$4,000 for expenses to receive this shipment of cocaine from

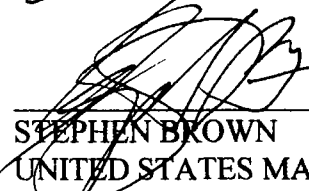
HENRIQUEZ. SANCHEZ said that he gave \$1,000 of this money to HENRIQUEZ to give to CARTAGENA to give to the undercover MDPD officer posing as Escobar's truck driver.

8. Based on the facts described herein, your affiant has probable cause to believe that Benjamin CARTAGENA, Jose HENRIQUEZ, and Harold SANCHEZ violated Title 21 United States Code, Section 846, by conspiring to possess with intent to distribute a Schedule II controlled substance, that is, cocaine.

Further Affiant saith not.


ROBERT H. MURPHY
Special Agent
United States Customs Service

Sworn to before me this
2d day of March 2003.


STEPHEN BROWN
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES DISTRICT COURT
Southern District of Florida

UNITED STATES of AMERICA)
 Plaintiff)

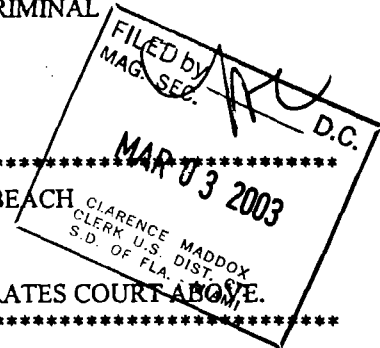
Case Number: CR 03-2281-STB

-VS-

REPORT COMMENCING CRIMINAL
 ACTION

HAROLD FRANCISCO SANCHEZ)
 Defendant)

69547-004



TO: Clerk's Office
 U.S. District Court

MIAMI

FT. LAUDERDALE

W. PALM BEACH

FT. PIERCE

(circle one of above)

NOTE: CIRCLE APPROPRIATE LOCATION FOR APPEARANCE IN MAGISTRATES COURT ABOVE.

* All items are to be completed. Information not applicable or unknown will be indicated "N/A".

(1) Date and Time of Arrest: 2/28/2003 720 am pm

(2) Language Spoken: SPANISH

(3) Offense(s) Charged: 18 USC 545 21 USC 952

(4) U.S. Citizen ☐ Yes ☒ No ☐ Unknown

(5) Date of Birth: 12/30/1974

(6) Type of Charging Document: (check one)
☐ Indictment ☒ Complaint to be filed/ already filed

Case # _____

☐ Bench Warrant for Failure to Appear
☐ Probation Violation Warrant
☐ Parole Violation Warrant

Originating District: _____

COPY OF WARRANT LEFT WITH BOOKING OFFICER ☐ Yes ☐ No

Amount of Bond: \$ _____

Who set Bond: _____

(7) Remarks: _____

(8) Date: _____ (9) Arresting Officer: _____

(10) Agency: _____ (11) Phone: _____

(12) Comments: _____

2/28

UNITED STATES DISTRICT COURT
Southern District of Florida

UNITED STATES of AMERICA)
Plaintiff)

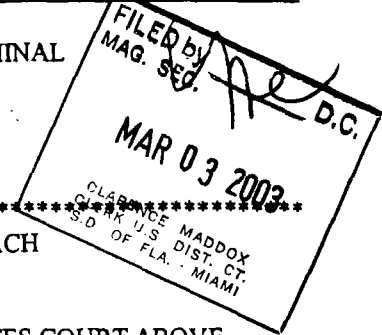
-VS-

JOSE M. HENRIQUEZ
Defendant

Case Number: CR 03-2281-STB

REPORT COMMENCING CRIMINAL
ACTION

69546-004



TO: Clerk's Office
U.S. District Court

MIAMI

FT. LAUDERDALE

W. PALM BEACH

FT. PIERCE

(circle one of above)

NOTE: CIRCLE APPROPRIATE LOCATION FOR APPEARANCE IN MAGISTRATES COURT ABOVE.

*

All items are to be completed. Information not applicable or unknown will be indicated "N/A".

(1) Date and Time of Arrest: 2/28/2003 am/pm

(2) Language Spoken: ENGLISH / SPANISH

(3) Offense(s) Charged: 21 - 952 & 18-545 / Importation +
PWID controlled substance

(4) U.S. Citizen ☒ Yes ☐ No ☐ Unknown

(5) Date of Birth: 01/13/1968

(6) Type of Charging Document: (check one)
☐ Indictment ☒ Complaint to be filed/ already filed

Case # _____

☐ Bench Warrant for Failure to Appear
☐ Probation Violation Warrant
☐ Parole Violation Warrant

Originating District: _____

COPY OF WARRANT LEFT WITH BOOKING OFFICER ☐ Yes ☒ No

Amount of Bond: \$ _____

Who set Bond: _____

(7) Remarks: _____

(8) Date: _____ (9) Arresting Officer: _____

(10) Agency: _____ (11) Phone: _____

(12) Comments: _____

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UNITED STATES DISTRICT COURT
Southern District of Florida

UNITED STATES of AMERICA)
Plaintiff)

Case Number: CR 03-2281-STB

-VS-

REPORT COMMENCING CRIMINAL
ACTION

Benjamin Cartagena
Defendant

69545-004

TO: Clerk's Office
U.S. District Court

MIAMI

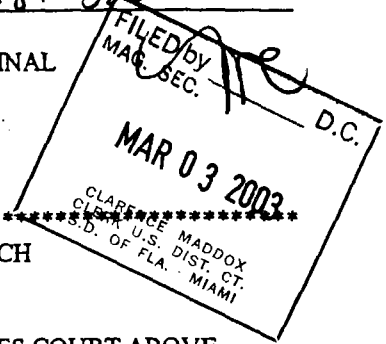
FT. LAUDERDALE

W. PALM BEACH

FT. PIERCE

(circle one of above)

NOTE: CIRCLE APPROPRIATE LOCATION FOR APPEARANCE IN MAGISTRATES COURT ABOVE.



* All items are to be completed. Information not applicable or unknown will be indicated "N/A".

(1) Date and Time of Arrest: 2/28/03 12:30 PM am/pm

(2) Language Spoken: English

(3) Offense(s) Charged: 21 UJC 841 21 UJC 952

Importation

(4) U.S. Citizen ☒ Yes ☐ No ☐ Unknown

(5) Date of Birth: 10/05/72

(6) Type of Charging Document: (check one)

☐ Indictment ☐ Complaint to be filed/ already filed

Case # MI 13 CE 03 MI 0216

☐ Bench Warrant for Failure to Appear

☐ Probation Violation Warrant

☐ Parole Violation Warrant

Originating District: _____

COPY OF WARRANT LEFT WITH BOOKING OFFICER ☐ Yes ☐ No

Amount of Bond: \$ _____

Who set Bond: _____

(7) Remarks: _____

(8) Date: _____ (9) Arresting Officer: _____

(10) Agency: _____ (11) Phone: _____

(12) Comments: _____

md